THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.17486 of 2007

Dated:20.08.2007

Between:

P.Sridhara Rao, S/o.Sri Potti Ammisetti,
and another.

…Petitioners

and

The Tahasildar,
Vetapalem,
Prakasam District.

…Respondent

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.17486 of 2007

ORDER:

The two petitioners are residents of Pandillapalli Village of Vetapalem Mandal in Prakasam District. They assail the notice in Form-II issued under the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules, 2007, *inter alia*, on the ground that the land purchased by them from the Chirala Cooperative Agricultural Bank in an auction is not assigned land, and therefore, notice issued by the respondent is without jurisdiction.

It is now well settled that when a notice is challenged, the question of jurisdiction is not an exception to entertain the Writ Petition. The Writ Petition is barred against a notice and even an exception of jurisdiction can be raised before the authority, which issued the notice. This Court is not inclined to entertain the Writ Petition. The petitioners are given liberty to file their explanation before the respondent, who shall consider all objections keeping in view the law laid down by this Court on this aspect.

The Writ Petition is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

20.08.2007
vs